

Remarks

Applicants elect the invention of Group I, claims 102-116 and 151, for examination on the merits with traverse. Applicants further elect the species cyclo(1-5, 6-10)-Ac-[KARADKARAD]-NH₂ [SEQ NO: 46] for examination.

Applicants provide herewith an amended set of claims in which method claims 142, 152, and 156 have been amended to limit the compounds to compounds of formula IV so as to facilitate rejoinder of methods and compositions during prosecution. The Examiner is respectfully requested to rejoin and consider those claims at least to the extent of the elected species during examination Group I.

Composition claim 151 has also been amended to refer to compounds of formula IV, and claim 157, has been cancelled as it was drawn to non-elected compounds of formula I.

Applicants respectfully traverse the Restriction Requirement. Applicants submit the Examiner has not established a substantive basis for holding lack of unity where neither an X level reference, nor a Y level reference, showing the inventions are not joined by a special technical feature has been set forth. In view of the foregoing, Applicant respectfully requests the Examiner to rejoin at least claim 117 and its dependent claims into a single group, which at most, should be subject to an election of species.

Applicants thank the Examiner for addressing the issue of rejoinder between the method and product claims presented in the application. As noted above, the product claims have been amended to facilitate rejoinder. Applicants further submit that there is no undue burden in examining the method claims with the product claims.

Conclusion

Applicants believe that this response is a complete reply to the restriction/election of species requirement issued on September 2, 2009. A first office action on the merits is awaited. It is respectfully submitted that the application is in condition for examination, and an early action on the merits is courteously requested. In the event the Examiner requires any further information, or would like to schedule an interview to advance prosecution in this application, the Examiner is encouraged to contact Applicants' undersigned representatives.

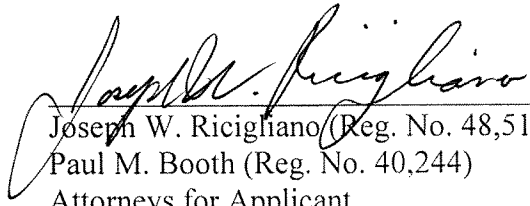
The Commissioner is hereby authorized by this paper to charge any fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-2283. **This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).**

Respectfully submitted,

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